

07-16-01

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11011 U.S. PTO
09/905083
07/13/01**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No. D6223CIP/C/Div
Anticipated Classification of this application:
Class: Subclass:
Prior application: Examiner: Myers, C.
Art unit: 1655

The Assistant Commissioner of Patents
BOX PATENT APPLICATION
Washington, D.C. 20231

Dear Sir:

This is a request for filing a divisional application under 37 CFR 1.53(b), of pending prior application Serial No. 09/502,600 filed on February 11, 2000, entitled *Compositions And Methods For The Early Diagnosis Of Ovarian Cancer*.

1. Enclosed is a complete copy of the prior application, including the declaration as originally filed.
2. A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)) (copy enclosed).
3. The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW PLUS CLAIMS ADDED BY PRELIMINARY AMENDMENT

For:	No. filed	No. extra	Fees for Small Entity	
			Rate	Fee
Basic Fee				\$355.00
Total claims	30	10	x \$ 9 =	\$ 90.00
Indep. Claims	9	6	x \$40 =	\$240.00
			TOTAL	\$685.00

- 4a. A check in the amount of \$ is enclosed.
- 4b. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1185.
5. Cancel in this application original claims 1-4 and 11-15 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
6. Amend the specification by inserting on page 1, before the first line, the sentence: --
This is a divisional application of U.S. S.N. 09/502,600 filed on February 11, 2000 now U.S. Patent No. 6294344

F037205 20050600

7. — Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by § 1.138 and before payment of issue fee.)
8. 19 sheets of drawings are enclosed.
9. — Priority of application serial no. filed on in _, is claimed under 35 U.S.C. 119.
— The certified copy of the priority application has been filed in prior application serial no.
- 10a. With respect to the prior copending U.S.application from which this application claims benefit under 35 U.S.C. §120, the inventor(s) in this application are:
 the same
- 10b. The inventorship for all the claims in the application are:
 the same
— not the same, and an explanation, including the ownership of various claims at the time the last claimed invention was made, is submitted.
11. The prior application is assigned of record to
The University of Arkansas for Medical Sciences
12. The power of attorney in the prior application includes Benjamin Aaron Adler, Ph.D., Registration No. 35,423.
a. The power appears in the original papers in the prior application in the form of a Revocation and New Power of Attorney (copy enclosed).
b. Since the power does not appear in the original papers, a copy of the Power in the prior application is enclosed.
c. Address all future communications to:

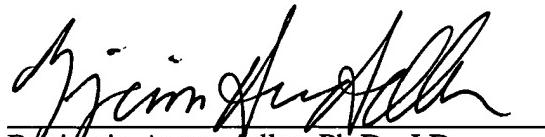
Dr. Benjamin Adler
Adler & Associates
8011 Candle Lane
Houston, Texas 77071
13. — A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in prior application.)
a. — A Supplemental Oath [1.67(b)(1)] for new claims is enclosed.
14. The sequence listing is enclosed, including a paper copy, a copy on disk for the computer readable form and a compliance letter indicating that the sequence listing on the paper copy and the disk are one and the same.

15. I hereby verify that the attached papers are a true copy of prior application Serial No.09/502,600 filed on February 11, 2000, that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2/13/00
Date

Adler & Associates
8011 Candle Lane
Houston, Texas 77071
(713) 270-5391
badler1@houston.rr.com



Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423
Attorney for Applicant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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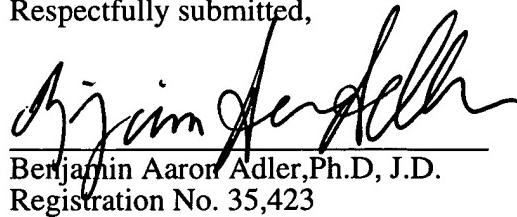
CERTIFICATE OF EXPRESS MAILING UNDER 37 CFR 1.10

I hereby certify that this divisional transmittal and the documents referred to as attached therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service as Express Mail No.EL813408118US in an envelope addressed to: The Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231, BOX PATENT APPLICATION, on the date indicated below.

- 1) Divisional application: 103 pages of specification (including 12 pages of claims) and 19 sheets of drawings;
- 2) Sequence Listing, Compliance Statement & CRF disk
- 3) Divisional Application Transmittal letter;
- 4) Small Entity Status Form; and
- 5) (1) One Combined Declarations and Power of Attorney

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,



Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423

DATE: July 13, 2001

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: O'Brien

FILED: July 13, 2001

DOCKET: D6223CIP/C/Div

FOR: Compositions And Methods For The Early Diagnosis Of
Ovarian Cancer

The Assistant Commissioner of Patents and Trademarks

BOX PATENT APPLICATION

Washington, DC 20231

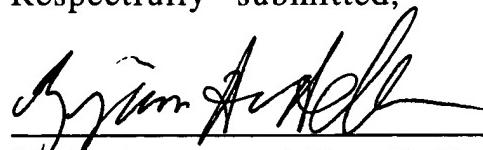
**COMPLIANCE OF REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Dear Sir:

Applicant provides a computer readable form of the Sequence Listing on the enclosed 3.5 inch disk and a paper copy thereof for the above-referenced application. The disk is a 1.44 Mb IBM-formatted disk. The file is stored as D6223CIP/C/Div/SEQ in text format. I hereby state that the content of the paper copy of the Sequence Listing filed as part of the above-captioned application and the enclosed computer readable copy of the Sequence Listing are the same.

Respectfully submitted,

Date: July 13, 2001



Benjamin Aaron Adler, Ph.D.,J.D.
Counsel for Applicant
Registration No. 35,423

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